Application No.: 09/839,427

Filing Date: April 20, 2001

<u>REMARKS</u>

This amendment has collapsed the allowed claims with the corresponding independent claims. Claims 16, 34, 43, 57, and 58 have been cancelled.

Rejections under 35 U.S.C. § 112:

According to the Office Action, claim 48 stands rejected under 35 U.S.C. § 112, second paragraph, as being indefinite for failing to particularly point out and distinctly claim the subject matter which applicant regards as the invention.

Applicant has amended claim 41 to recite "a sub-ablation mode" and hence, dependent claim 48 has proper antecedent basis. Withdrawal of rejection is respectfully requested.

Rejections under 35 U.S.C. §§ 102 & 103:

As indicated above, Applicant has amended the claims to include the claim limitations that the Office Action indicated were allowable over the prior art. Accordingly, withdrawal of the rejections is requested.

If the Examiner believes a telephone conference would expedite prosecution of this application, please telephone the undersigned at (408) 735-6323.

Respectfully submitted,

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